

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

<p>EASTSIDE HOLDING INC., <i>Individually and On Behalf of all others similarly situated,</i></p> <p style="text-align: center;">Plaintiff,</p> <p style="text-align: center;">vs.</p> <p>THE BEAR STEARNS CO., INC., JAMES E. CAYNE, ALAN D. SCHWARTZ, WARREN J. SPECTOR, SAMUEL L. MOLINARO, JR., and ALAN C. GREENBERG,</p> <p style="text-align: center;">Defendants.</p>	<p><b>CASE #: 1:08-cv-02793-RWS</b></p>
<p>RAZILL C. BECHER, <i>Individually and on Behalf of all others similarly situated,</i></p> <p style="text-align: center;">Plaintiff,</p> <p style="text-align: center;">vs.</p> <p>THE BEAR STEARNS CO., INC., JAMES E. CAYNE, ALAN D. SCHWARTZ, WARREN J. SPECTOR, SAMUEL L. MOLINARO, JR., and ALAN C. GREENBERG,</p> <p style="text-align: center;">Defendants.</p>	<p><b>CASE #: 1:08-cv-02866-RWS</b></p>

**NOTICE OF NON-OPPOSITION OF COMMONWEALTH  
OF MASSACHUSETTS PENSION RESERVES INVESTMENT TRUST  
FUND TO MICHIGAN'S MOTION FOR CONSOLIDATION, APPOINTMENT  
AS LEAD PLAINTIFF, AND APPROVAL OF ITS CHOICE OF LEAD COUNSEL**

PLEASE TAKE NOTICE that class member Commonwealth of Massachusetts Pension Reserves Investment Trust Fund ("Massachusetts") hereby states that it does not oppose Michigan's motion for appointment as lead plaintiff since it appears it has the largest financial interest in these actions. If the Court does not appoint Michigan as lead plaintiff, or as sole lead plaintiff, Massachusetts stands ready and willing to serve as either sole or co-lead plaintiff.

Dated: June 10, 2008

Respectfully submitted,

**BERNSTEIN LIEBHARD & LIFSHITZ, LLP**

/s/

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***Counsel for Massachusetts and Proposed  
Lead Counsel for the Class***

### CERTIFICATE OF SERVICE

The undersigned certifies that a copy of the foregoing was served upon the following counsel of record in the consolidated actions filed in this Court, First Class Mail prepaid this 10<sup>th</sup> day of June, 2008:

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